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(Official Form 1) (12/03)

United States Bankruptcy Court Western District				Voluntary Petition			
Name of Debtor (if individual)  Day, Jeffrey Alan	dual, enter Last, First, Mid	ldle):	Name of Jo	int Debto	or (Spouse) (Last	, First, Middle):	
All Other Names used by (include married, maiden,	the Debtor in the last 6 ye and trade names):	ars		All Other Names used by the Joint Debtor in the last 6 years (include married, maiden, and trade names):			
(if more than one, state all):	c. No. / Complete EIN or oth		(if more than or	ne, state all	):	mplete EIN or other Tax I.D. No.	
2051 Shenandoah Av Charlotte, NC 28205	(No. & Street, City, State & enue	Zip Code):	Street Addre	ess of Joi	nt Debtor (No. &	Street, City, State & Zip Code):	
County of Residence or of Principal Place of Busines			County of F Principal Pl				
Mailing Address of Debto	r (if different from street a	ddress):	Mailing Ado	dress of	Joint Debtor (if o	different from street address):	
Location of Principal Asse (if different from street add							
preceding the date of		er part of such 18	0 days than in a	any other	District.	District for 180 days immediately istrict.	
Type of Del  Individual(s)  Corporation  Partnership  Other	btor (Check all boxes that ☐ Railroa ☐ Stockb ☐ Commo	d roker odity Broker	■ Chapte	the er 7 er 9		pter 12	
Nature  Consumer/Non-Busin  Chapter 11 Smal  □ Debtor is a small bus □ Debtor is and elects 11 U.S.C. § 1121(e)	Must a certifyi	Fee to be attach sign ng that the	paid in installme ned application f	ents (Applicable to individuals only.)  For the court's consideration  e to pay fee except in installments.			
☐ Debtor estimates that ☐ Debtor estimates that	atistical/Administrative Information (Estimates only)  ☐ Debtor estimates that funds will be available for distribution to unsecured creditors.  ☐ Debtor estimates that, after any exempt property is excluded and administrative expenses paid, there will be no funds available for distribution to unsecured creditors.						
Estimated Number of Cred	ditors 1-15 16-4			1000-over			
Estimated Assets \$0 to \$50,001 to \$50,000 \$100,000	\$100,001 to \$500,001 to \$500,000 \$1 million	\$10 million \$50 n	nillion \$100	000,001 to million	More than \$100 million		
Estimated Debts \$0 to \$50,001 to \$50,000 \$100,000	\$100,001 to \$500,001 to \$500,000 \$1 million	\$10 million \$50 m	nillion \$100	00,001 to million	More than \$100 million		

(Official Form ) 95/9395-32743 Doc 1 Filed 07/07/05	Entered 07/07/05 15:44	:32 Desc Main	
Voluntary Petition Document	Range Ben (03.3):	FORM B1, Page 2	
(This page must be completed and filed in every case)	Day, Jeffrey Alan		
Prior Bankruptcy Case Filed Within Last 6		ional sheet)	
Location	Case Number:	Date Filed:	
Where Filed: - None -			
Pending Bankruptcy Case Filed by any Spouse, Partner, or		-	
Name of Debtor: - None -	Case Number:	Date Filed:	
	D 1 (1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	T 1	
District:	Relationship:	Judge:	
Cian			
	atures	1 *1 *, A	
Signature(s) of Debtor(s) (Individual/Joint)  I declare under penalty of perjury that the information provided in this		hibit A ed to file periodic reports (e.g., forms	
petition is true and correct.	10K and 10Q) with the Securities ar	d Exchange Commission pursuant to	
[If petitioner is an individual whose debts are primarily consumer debts	Section 13 or 15(d) of the Securities requesting relief under chapter 11)	Exchange Act of 1934 and is	
and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, understand	Exhibit A is attached and made	le a part of this petition	
the relief available under each such chapter, and choose to proceed under		hibit B	
chapter 7.  I request relief in accordance with the chapter of title 11, United States	(To be completed in	f debtor is an individual	
Code, specified in this petition.		marily consumer debts)	
	I, the attorney for the petitioner nam that I have informed the petitioner th		
X /s/ Jeffrey Alan Day	chapter 7, 11, 12, or 13 of title 11, U	Inited States Code, and have	
Signature of Debtor <b>Jeffrey Alan Day</b>	explained the relief available under	each such chapter.	
X	X /s/ James H. Henderson	July 6, 2005	
Signature of Joint Debtor	Signature of Attorney for Debto  James H. Henderson 1353		
	Exhibit C  Does the debtor own or have possession of any property that poses a threat of imminent and identifiable harm to public health or safety?		
Telephone Number (If not represented by attorney)			
July 6, 2005			
Date	Yes, and Exhibit C is attached	I and made a part of this petition.	
Signature of Attorney	■ No		
X /s/ James H. Henderson	Signature of Non-At	torney Petition Preparer	
Signature of Attorney for Debtor(s)	I certify that I am a bankruptcy petit		
James H. Henderson 13536	§ 110, that I prepared this document	for compensation, and that I have	
Printed Name of Attorney for Debtor(s)	provided the debtor with a copy of t	nis document.	
	Printed Name of Bankruptcy Petition Preparer		
1201 Harding Place	Fillited Name of Bankrupicy Feduon Freparet		
Charlotte, NC 28204	Social Security Number (Required by 11 U.S.C.§ 110(c).)		
Address	Social Security Trumber (Require	ice by 11 0.5.e.ş 110(c).)	
704.333.3444 Fax: 704.333.5003			
Telephone Number	Address		
July 6, 2005			
Date	Names and Social Security num prepared or assisted in preparing	bers of all other individuals who	
Signature of Debtor (Corporation/Partnership)	prepared or assisted in preparing	g this document.	
I declare under penalty of perjury that the information provided in this			
petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.			
The debtor requests relief in accordance with the chapter of title 11,		ed this document, attach additional	
United States Code, specified in this petition.		oriate official form for each person.	
X	X Signature of Bankruptcy Petitio	D	
Signature of Authorized Individual	Signature of Bankruptcy Petitio	n Freparer	
Division CA division in the CA d	Date		
Printed Name of Authorized Individual	Date		
Title of Authorized Individual	A bankruptcy petition preparer's	s failure to comply with the	
True of Audiorized Individual	provisions of title 11 and the Fe Procedure may result in fines or		
Date	U.S.C. § 110; 18 U.S.C. § 156.	• • • • • • • • •	

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# **United States Bankruptcy Court**Western District

In re	Jeffrey Alan Day		Case No		
		Debtor	,		
			Chapter	7	

## **SUMMARY OF SCHEDULES**

Indicate as to each schedule whether that schedule is attached and state the number of pages in each. Report the totals from Schedules A, B, D, E, F, I, and J in the boxes provided. Add the amounts from Schedules A and B to determine the total amount of the debtor's assets. Add the amounts from Schedules D, E, and F to determine the total amount of the debtor's liabilities.

			AM	OUNTS SCHEDULED	
NAME OF SCHEDULE	ATTACHED (YES/NO)	NO. OF SHEETS	ASSETS	LIABILITIES	OTHER
A - Real Property	Yes	1	185,000.00		
B - Personal Property	Yes	4	5,913.50		
C - Property Claimed as Exempt	Yes	2			
D - Creditors Holding Secured Claims	Yes	2		186,559.78	
E - Creditors Holding Unsecured Priority Claims	Yes	2		3,983.72	
F - Creditors Holding Unsecured Nonpriority Claims	Yes	4		42,704.21	
G - Executory Contracts and Unexpired Leases	Yes	1			
H - Codebtors	Yes	1			
I - Current Income of Individual Debtor(s)	Yes	1			3,082.65
J - Current Expenditures of Individual Debtor(s)	Yes	1			3,119.50
Total Number of Sheets of ALL Schedules		19			
	Т	otal Assets	190,913.50		
		'	Total Liabilities	233,247.71	

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In re	Jeffrey Alan Day		Case No	
•		Debtor		

#### SCHEDULE A. REAL PROPERTY

Except as directed below, list all real property in which the debtor has any legal, equitable, or future interest, including all property owned as a cotenant, community property, or in which the debtor has a life estate. Include any property in which the debtor holds rights and powers exercisable for the debtor's own benefit. If the debtor is married, state whether husband, wife, or both own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor holds no interest in real property, write "None" under "Description and Location of Property."

Do not include interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If an entity claims to have a lien or hold a secured interest in any property, state the amount of the secured claim. (See Schedule D.) If no entity claims to hold a secured interest in the property, write "None" in the column labeled "Amount of Secured Claim."

If the debtor is an individual or if a joint petition is filed, state the amount of any exemption claimed in the property only in Schedule C - Property Claimed as Exempt.

Current Market Value of Husband. Debtor's Interest in Nature of Debtor's Wife, Amount of Description and Location of Property Property, without Secured Claim Interest in Property Joint, or Deducting any Secured Claim or Exemption Community **RESIDENCE:** house and lot located at 2051 fee simple 185,000.00 186,559.78

Shenandoah Avenue, Charlotte NC; purchase price - 10/1996 - \$96,000; tax value - \$158,500

Sub-Total > **185,000.00** (Total of this page)

Total > **185,000.00** 

ontinuation sheets attached to the Schedule of Real Property

(Report also on Summary of Schedules)

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In re	Jeffrey Alan Day	Case No.	
-		Debtor ,	

### SCHEDULE B. PERSONAL PROPERTY

Except as directed below, list all personal property of the debtor of whatever kind. If the debtor has no property in one or more of the categories, place an "x" in the appropriate position in the column labeled "None." If additional space is needed in any category, attach a separate sheet properly identified with the case name, case number, and the number of the category. If the debtor is married, state whether husband, wife, or both own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor is an individual or a joint petition is filed, state the amount of any exemptions claimed only in Schedule C - Property Claimed as Exempt.

Do not list interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If the property is being held for the debtor by someone else, state that person's name and address under "Description and Location of Property."

	Type of Property	N O Description and Location of Property E	Husband, Wife, Joint, or Community	Current Market Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption
1.	Cash on hand	cash	-	15.00
2.	Checking, savings or other financial	Federal Credit Union savings account	-	25.00
	accounts, certificates of deposit, or shares in banks, savings and loan, thrift, building and loan, and homestead associations, or credit unions, brokerage houses, or cooperatives.	Federal Credit Union checking account	-	1,200.00
3.	Security deposits with public utilities, telephone companies, landlords, and others.	X		
4.	Household goods and furnishings, including audio, video, and computer equipment.	LIVING ROOM: entertainment center, recliner, sofa coffee table, drop leaf table, 2 lamps, Sony TV, stereo w/surround sound, CD player, DVD, VCR	, -	875.00
		KITCHEN: utensils, appliances, table, 2 sets dishes, coffee maker, toaster oven, food scale, blender, hand mixer	-	78.00
		PROPERTY LOCATED OUTSIDE OF HOUSE: grill, mower, storage shed, tools, extra beds	-	235.00
		BEDROOMS: king bed, 2 side tables, armoire, lingerie chest, dresser w/mirror, desk, chair, 3 lamps, TV, clock radio, VCR, 2 twin beds, 2 chest of drawers, mirror, standing mirror, 2 drawer file cabinet, folding table, book shelf, writing desk	-	1,500.00
5.	Books, pictures and other art objects, antiques, stamp, coin, record, tape, compact disc, and other collections or collectibles.	CD's, DVD's, books, 2 coronets, 2 statuettes, art clocks	-	147.50
6.	Wearing apparel.	clothing	-	75.00
			Sub-Tot of this page)	al > <b>4,150.50</b>

<sup>3</sup> continuation sheets attached to the Schedule of Personal Property

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In	n re Jeffrey Alan Day		······································	e No	
			Debtor		
		SCHI	EDULE B. PERSONAL PROPERTY (Continuation Sheet)		
	Type of Property	N O N E	Description and Location of Property	Husband, Wife, Joint, or Community	Current Market Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption
7.	Furs and jewelry.	2 w	atches, black onyx ring, 3 gold wedding bands	-	110.00
8.	Firearms and sports, photographic, and other hobby equipment.	3 m	nountain bikes, 1 road bike	-	80.00
9.	Interests in insurance policies.  Name insurance company of each policy and itemize surrender or refund value of each.	X			
10.	. Annuities. Itemize and name each issuer.	X			
11.	. Interests in IRA, ERISA, Keogh, or other pension or profit sharing plans. Itemize.	x			
12.	. Stock and interests in incorporated and unincorporated businesses. Itemize.	Jef	f Day Sales, LLC (insolvent)	-	0.00
13.	. Interests in partnerships or joint ventures. Itemize.	X			
14.	. Government and corporate bonds and other negotiable and nonnegotiable instruments.	x			
15.	. Accounts receivable.	X			
16.	. Alimony, maintenance, support, and property settlements to which the debtor is or may be entitled. Give particulars.	Am 282	y D. Day, 1211 Greenway Avenue, Charlotte NC 05 - \$62 month	-	62.00
17.	. Other liquidated debts owing debtor including tax refunds. Give particulars.	X			
18.	Equitable or future interests, life estates, and rights or powers exercisable for the benefit of the debtor other than those listed in Schedule of Real Property.	X			
			(Total	Sub-Tot of this page)	al > <b>252.00</b>

Sheet 1 of 3 continuation sheets attached

to the Schedule of Personal Property

In	re Jeffrey Alan Day		Ca	se No	
			Debtor		
		SC	HEDULE B. PERSONAL PROPERTY (Continuation Sheet)	Y	
	Type of Property	N O N E	Description and Location of Property	Husband, Wife, Joint, or Community	Current Market Value of Debtor's Interest in Property without Deducting any Secured Claim or Exemption
	Contingent and noncontingent interests in estate of a decedent, death benefit plan, life insurance policy, or trust.	Х			
0.	Other contingent and unliquidated claims of every nature, including tax refunds, counterclaims of the debtor, and rights to setoff claims. Give estimated value of each.	X			
	Patents, copyrights, and other intellectual property. Give particulars.	X			
	Licenses, franchises, and other general intangibles. Give particulars.	X			
23.	Automobiles, trucks, trailers, and other vehicles and accessories.		1991 BMW 318 IS; purchased 10/2004 for \$1,500	-	1,300.00
24.	Boats, motors, and accessories.	X			
25.	Aircraft and accessories.	X			
26.	Office equipment, furnishings, and supplies.	(	copier, printer, fax, computer, desk, chair	-	210.00
	Machinery, fixtures, equipment, and supplies used in business.	X			
28.	Inventory.	X			
9.	Animals.	(	cat	-	1.00
80.	Crops - growing or harvested. Give particulars.	X			
	Farming equipment and implements.	X			
32.	Farm supplies, chemicals, and feed.	X			
			(Tota	Sub-Tota al of this page)	al > <b>1,511.00</b>

Sheet <u>2</u> of <u>3</u> continuation sheets attached to the Schedule of Personal Property

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n re Jeffrey Alan Da	ч	•	Case No.	
		Debtor		
	SCHED	OULE B. PERSONAL PROPER'	ГҮ	
		(Continuation Sheet)		
Type of Property	N O N E	Description and Location of Property	Husband, Wife, Joint, or Community	Current Market Value of Debtor's Interest in Propert without Deducting any Secured Claim or Exemption
Other personal property o not already listed.	of any kind <b>X</b>			
			Sub-Tota	1> 0.00
		(T	Total of this page) Tota	

Sheet <u>3</u> of <u>3</u> continuation sheets attached to the Schedule of Personal Property

(Report also on Summary of Schedules)

In re	Jeffrey Alan Day		Case No.
-		Debtor	

## SCHEDULE C. PROPERTY CLAIMED AS EXEMPT

Debtor elects the exemptions to which debtor is entitled under: [Check one box]

☐ 11 U.S.C. §522(b)(1): ☐ 11 U.S.C. §522(b)(2):

Exemptions provided in 11 U.S.C. §522(d). Note: These exemptions are available only in certain states. Exemptions available under applicable nonbankruptcy federal laws, state or local law where the debtor's domicile has

been located for the 180 days immediately preceding the filing of the petition, or for a longer portion of the 180-day period than in any other place, and the debtor's interest as a tenant by the entirety or joint tenant to the extent the interest

is exempt from process under applicable nonbankruptcy law.

Description of Property	Specify Law Providing Each Exemption	Value of Claimed Exemption	Current Market Value of Property Without Deducting Exemption
Cash on Hand cash	N.C. Gen. Stat. § 1-362	15.00	15.00
<u>Checking, Savings, or Other Financial Accounts, Cartesian Credit Union Savings account</u>	Certificates of Deposit N.C. Gen. Stat. § 1-362	25.00	25.00
Federal Credit Union checking account	N.C. Gen. Stat. § 1-362	1,200.00	1,200.00
Household Goods and Furnishings LIVING ROOM: entertainment center, recliner, sofa, coffee table, drop leaf table, 2 lamps, Sony TV, stereo w/surround sound, CD player, DVD, VCR	N.C. Gen. Stat. § 1C-1601(a)(4)	875.00	875.00
KITCHEN: utensils, appliances, table, 2 sets dishes, coffee maker, toaster oven, food scale, blender, hand mixer	N.C. Gen. Stat. § 1C-1601(a)(4)	78.00	78.00
PROPERTY LOCATED OUTSIDE OF HOUSE: grill, mower, storage shed, tools, extra beds	N.C. Gen. Stat. § 1C-1601(a)(4)	235.00	235.00
BEDROOMS: king bed, 2 side tables, armoire, lingerie chest, dresser w/mirror, desk, chair, 3 lamps, TV, clock radio, VCR, 2 twin beds, 2 chest of drawers, mirror, standing mirror, 2 drawer file cabinet, folding table, book shelf, writing desk	N.C. Gen. Stat. § 1C-1601(a)(4)	1,500.00	1,500.00
Books, Pictures and Other Art Objects; Collectible CD's, DVD's, books, 2 coronets, 2 statuettes, art clocks	e <u>s</u> N.C. Gen. Stat. § 1C-1601(a)(4)	147.50	147.50
Wearing Apparel clothing	N.C. Gen. Stat. § 1C-1601(a)(4)	75.00	75.00
Furs and Jewelry 2 watches, black onyx ring, 3 gold wedding bands	N.C. Gen. Stat. § 1C-1601(a)(4)	110.00	110.00
Firearms and Sports, Photographic and Other Hol 3 mountain bikes, 1 road bike	oby Equipment N.C. Gen. Stat. § 1C-1601(a)(4)	80.00	80.00
Automobiles, Trucks, Trailers, and Other Vehicles 1991 BMW 318 IS; purchased 10/2004 for \$1,500	N.C. Gen. Stat. § 1C-1601(a)(3)	1,300.00	1,300.00
Office Equipment, Furnishings and Supplies copier, printer, fax, computer, desk, chair	N.C. Gen. Stat. § 1C-1601(a)(4)	210.00	210.00

<sup>1</sup> continuation sheets attached to Schedule of Property Claimed as Exempt

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<u>nimals</u> at		N.C. Gen. Stat. § 1C-1601(a)(4)	1.0	0 1.00
	Description of Property	Specify Law Providing Each Exemption	Value of Claimed Exemption	Current Market Value of Property Without Deducting Exemption
		(Continuation Sheet)		
	SCHEDU	JLE C. PROPERTY CLAIMED AS	EXEMPT	
		Debtor		
III 1C _	Jenicy Alan Day	<del>,</del>	Case 110	
In re	Jeffrey Alan Day		Case No.	

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Form B6D (12/03)

In re	Jeffrey Alan Day	Case No.	
_		Debtor	

#### SCHEDULE D. CREDITORS HOLDING SECURED CLAIMS

State the name, mailing address, including zip code and last four digits of any account number of all entities holding claims secured by property of the debtor as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. List creditors holding all types of secured interests such as judgment liens, garnishments, statutory liens, mortgages, deeds of trust, and other security interests. List creditors in alphabetical order to the extent practicable. If all secured creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor", include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether husband, wife, both of them, or the marital community may be liable on each claim by placing an "H", "W", "J", or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent". If the claim is unliquidated, place an "X" in the column labeled "Unliquidated". If the claim is disputed, place an "X" in the column labeled "Unliquidated". If the claim is disputed, place an "X" in the column labeled "Disputed". (You may need to place an "X" in more than one of these three

columns.)

Report the total of all claims listed on this schedule in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules.

Chack this box if debtor has no creditors holding secured claims to report on this Schedule D

	C	Н	sband, Wife, Joint, or Community	С	U	D	AMOUNT OF	
CREDITOR'S NAME, AND MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)		H W J C	DATE CLAIM WAS INCURRED,	CONTINGEN	L	D I S P U T E D	CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL	UNSECURED PORTION IF ANY
Account No.			judgment; 1/26/2005, Mecklenburg	٦т	T E D			
Ford Motor Credit Company PO Box 689007 Franklin, TN 37068-9007		-	County  RESIDENCE: house and lot located at 2051 Shenandoah Avenue, Charlotte NC purchase price - 10/1996 - \$96,000; tax value - \$158,500	;;				
			Value \$ 185,000.00	┸		Ш	4,469.99	1,559.78
Account No.			G Miller Jordan Esq					
Ford Motor Credit Company			Essex Richards P A 1701 South Boulevard Charlotte, NC 28203					
			Value \$					
Account No. xxxxxx0137			second mortgage					
Greenpoint Mortgage Mortgage PO Box 908 Newark, NJ 07101-0908		-	RESIDENCE: house and lot located at 2051 Shenandoah Avenue, Charlotte NC purchase price - 10/1996 - \$96,000; tax value - \$158,500	;;				
			Value \$ 185,000.00				27,000.00	0.00
Account No. xxx xxx x475-3  Suntrust Bank PO Box 79282 Baltimore, MD 21279-0282		-	third mortgage  RESIDENCE: house and lot located at 2051 Shenandoah Avenue, Charlotte NC purchase price - 10/1996 - \$96,000; tax value - \$158,500	;;				
			Value \$ 185,000.00				10,032.10	0.00
continuation sheets attached			(Total of	Sub this			41,502.09	

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Form B6D - Cont. (12/03)

In re	Jeffrey Alan Day	Case No.	
_		Debtor	

## SCHEDULE D. CREDITORS HOLDING SECURED CLAIMS

	_	_		_				
CREDITOR'S NAME, AND MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions.)	CODE BTOR	H W J	DATE CLAIM WAS INCURRED, NATURE OF LIEN, AND DESCRIPTION AND MARKET VALUE OF PROPERTY SUBJECT TO LIEN	CONTINGENT	UNLLQULDA	SPUTED	AMOUNT OF CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL	UNSECURED PORTION IF ANY
Account No. 5302662019	Г		first mortgage	Ī	A T E D			
Washington Mutual Home Loans PO Box 830214 Baltimore, MD 21283		-	RESIDENCE: house and lot located at 2051 Shenandoah Avenue, Charlotte NC; purchase price - 10/1996 - \$96,000; tax value - \$158,500	;	В			
			Value \$ 185,000.00	1			145,057.69	0.00
Account No.								
	1							
	l							
			Value \$	1				
Account No.	t	t		T				
	1							
	l							
	l							
	l							
			V. I. o	┨				
A account N	╁	+	Value \$	+		H		
Account No.	┨							
	l							
	l							
	l							
	l							
			Value \$					
Account No.	1							
	l							
	l							
	l							
	l							
			Value \$	1				
Sheet 1 of 1 continuation sheets atta	ch	d t		Sub	tota	.1	445.05-00	
Schedule of Creditors Holding Secured Claims		.u t	(Total of t	his	pag	ge)	145,057.69	
				7	ota	ıl	186,559.78	
			(Report on Summary of So				100,009.70	

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In re	Jeffrey Alan Day	Case No	
_		,	
		Debtor	

### SCHEDULE E. CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

A complete list of claims entitled to priority, listed separately by type of priority, is to be set forth on the sheets provided. Only holders of unsecured claims entitled to priority should be listed in this schedule. In the boxes provided on the attached sheets, state the name, mailing address, including zip code, and last four digits of the account number, if any, of all entities holding priority claims against the debtor or the property of the debtor, as of the date of the filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor", include the entity on the appropriate schedule of creditors, and complete Schedule H-Codebtors. If a joint petition is filed, state whether husband, wife, both of them or the marital community may be liable on each claim by placing an "H", "W", "J", or "C" in the column labeled "Husband, Wife, Joint, or Community".

"Unliquidated". If the claim is disputed, place an "X" in the column labeled "Disputed". (You may need to place an "X" in more than one of these three columns.)

If the claim is contingent, place an "X" in the column labeled "Contingent". If the claim is unliquidated, place an "X" in the column labeled Report the total of claims listed on each sheet in the box labeled "Subtotal" on each sheet. Report the total of all claims listed on this Schedule E in the box labeled "Total" on the last sheet of the completed schedule. Repeat this total also on the Summary of Schedules. ☐ Check this box if debtor has no creditors holding unsecured priority claims to report on this Schedule E. TYPES OF PRIORITY CLAIMS (Check the appropriate box(es) below if claims in that category are listed on the attached sheets.) ☐ Extensions of credit in an involuntary case Claims arising in the ordinary course of the debtor's business or financial affairs after the commencement of the case but before the earlier of the appointment of a trustee or the order for relief. 11 U.S.C. § 507(a)(2). ☐ Wages, salaries, and commissions Wages, salaries, and commissions, including vacation, severance, and sick leave pay owing to employees and commissions owing to qualifying independent sales representatives up to \$4,925\* per person earned within 90 days immediately preceding the filing of the original petition, or the cessation of business, which ever occurred first, to the extent provided in 11 U.S.C. § 507 (a)(3). ☐ Contributions to employee benefit plans Money owed to employee benefit plans for services rendered within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(4). ☐ Certain farmers and fishermen Claims of certain farmers and fishermen, up to \$4,925\* per farmer or fisherman, against the debtor, as provided in 11 U.S.C. § 507(a)(5). ☐ Deposits by individuals Claims of individuals up to \$2,225\* for deposits for the purchase, lease, or rental of property or services for personal, family, or household use, that were not delivered or provided. 11 U.S.C. § 507(a)(6). ☐ Alimony, Maintenance, or Support Claims of a spouse, former spouse, or child of the debtor for alimony, maintenance, or support, to the extent provided in 11 U.S.C. § 507(a)(7). ■ Taxes and Certain Other Debts Owed to Governmental Units Taxes, customs duties, and penalties owing to federal, state, and local governmental units as set forth in 11 U.S.C § 507(a)(8). ☐ Commitments to Maintain the Capital of an Insured Depository Institution Claims based on commitments to the FDIC, RTC, Director of the Office of Thrift Supervision, Comptroller of the Currency, or Board of Governors

of the Federal Reserve System, or their predecessors or successors, to maintain the capital of an insured depository institution. 11 U.S.C. § 507(a)(9).

<sup>\*</sup>Amounts are subject to adjustment on April 1, 2007, and every three years thereafter with respect to cases commenced on or after the date of adjustment.

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Form B6E - Cont. (04/04)

In re	Jeffrey Alan Day	Case No
-	<del>-</del>	, Debtor

## SCHEDULE E. CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

(Continuation Sheet)

Taxes and Certain Other Debts Owed to Governmental Units

TYPE OF PRIORITY

							TYPE OF PRIORITY	
CREDITOR'S NAME,	Ç	Hu	sband, Wife, Joint, or Community	Ç	U	D		
AND MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions.)	C O D E B T O R	C A M	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM	CONTINGENT	UNLIQUIDA	SPUTED	TOTAL AMOUNT OF CLAIM	AMOUNT ENTITLED TO PRIORITY
Account No.			vehicle tax bill	Ť	A T E D			
City-County Tax Collector Collection Division PO Box 31457 Charlotte, NC 28231		-					283.72	283.72
Account No.			income taxes					
Internal Revenue Service 320 Federal Place Room 335 Greensboro, NC 27401		-					3,700.00	3,700.00
Account No.	1		NPO	+			3,700.00	3,700.00
NC Department of Revenue PO Box 1168 Raleigh, NC 27602		-						
				-			0.00	0.00
Account No.								
Account No.				T				
Sheet _1 of _1 continuation sheets a Schedule of Creditors Holding Unsecured F			)	Sub			3,983.72	
			(Report on Summary of So		Γota lule		3,983.72	

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Form B6F (12/03)

In re	Jeffrey Alan Day	Case No.	
_		Debtor	

#### SCHEDULE F. CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number, of all entities holding unsecured claims without priority against the debtor or the property of the debtor, as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. Do not include claims listed in Schedules D and E. If all creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor", include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether husband, wife, both of them, or the marital community maybe liable on each claim by placing an "H", "W", "J", or "C" in the column labeled "Husband, Wife, Joint, or Community".

If the claim is contingent, place an "X" in the column labeled "Contingent". If the claim is unliquidated, place an "X" in the column labeled "Unliquidated". If the claim is disputed, place an "X" in the column labeled "Disputed". (You may need to place an "X" in more than one of these three columns.)

Report the total of all claims listed on this schedule in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules.

☐ Check this box if debtor has no creditors holding unsecured claims to report on this Schedule F.

_3 continuation sheets attached				Sı	ubt	tota	 ıl	14,884.93
Chase PO Box 15123 Wilmington, DE 19886-5123		-	credit card					2,413.10
Account No. xxxx xxxx xxxx 4119			credit card					11,140.58
Account No. xxxx xxxx xxxx 6125  Bank of America PO Box 5270 Carol Stream, IL 60197-5270		-	credit card					
American Express			670 Morrison Road Gahanna, OH 43029					
American Express PO Box 360001 Ft Lauderdale, FL 33336-0001  Account No.		-	Risk Management Alternatives					1,331.25
Account No. xxxxxxxxxxx1002			credit card	•	Ť	T E D		
CREDITOR'S NAME, AND MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	C O D E B T O R	H W J C		[	CONFINGEN	UNLLQULDAT	D I S P U T E D	AMOUNT OF CLAIM

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Form B6F - Cont. (12/03)

In re	Jeffrey Alan Day	Case No	
		Debtor	

## SCHEDULE F. CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

							_	
CREDITOR'S NAME,	C	Hu	sband, Wife, Joint, or Community	c	;   U	֚֚֓֝֝֝֡֟֝֟֝֝ <del>֚</del>		
AND MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions.)	CODEBTOR	C A M	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.	CORFLEGERF	LIQUIDAT	SP UT ED	= 1	AMOUNT OF CLAIM
Account No. xxxxxxxx6000	1		deficiency on 2003 Freightliner 3000	- [ '	Ė			
DaimlerChrysler Services 1011 Warrenville Road Suite 600 Attention: Timothy Perkins Lisle, IL 60532-0354		-						12,987.12
Account No. xxx xx 0025	1		medical services	$\top$	T	T	1	
Dr Eric Cerwyn 2300 E 7th Street Charlotte, NC 28205		_						500.00
Account No.	╀	-	medical services	+	+	+	4	
Dr Glen Dulken 4400 Sharon Road Charlotte, NC 28210		-	ineulcai sei vices					450.00
Account No. xxxxx1170	T		deficiency on 2002 Chevy Trailblazer	$\top$	T	T	1	
Fifth Third Bank PO Box 639998 Cincinnati, OH 45263-9998		-						11,280.53
Account No.	T	T	Client Services	$\top$	$\dagger$	T	7	
Fifth Third Bank			3451 Harry Truman Blvd Saint Charles, MO 63301-4047					
Sheet no1 of _3 sheets attached to Schedule of				Sub	otot	al	7	25,217.65
Creditors Holding Unsecured Nonpriority Claims			(Total o	this	pa	ge)	) [	23,217.03

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Form B6F - Cont. (12/03)

In re	Jeffrey Alan Day	Case No	
		Debtor	

## SCHEDULE F. CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

	_						
CREDITOR'S NAME, AND MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions.)  Account No.	CODEBTOR	Hu H C	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.  LLC annual report fees	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
NC Secretary of State PO Box 29525 Raleigh, NC 27626-0525		-			D		600.00
Account No. xxxxxx2621  Nextel Communications PO Box 17621 Baltimore, MD 21297-1621		-	cell phone				684.05
Account No.  Nextel Communications			RMS 340 Interestate N Pakway PO Box 723001 Atlanta, GA 31139-0001				
Account No.  Porter & Associates 8029 Corporate Center Drive Charlotte, NC 28226		-	professional services				450.00
Account No. xxxxx9134  Premium Financing Specialists PO Box 17327 Baltimore, MD 21297		-	insurance loan				123.68
Sheet no. <b>2</b> of <b>3</b> sheets attached to Schedule of Creditors Holding Unsecured Nonpriority Claims			(Total of t	Sub his			1,857.73

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Form B6F - Cont. (12/03)

In re	Jeffrey Alan Day	Case No
		Debtor

## SCHEDULE F. CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

CODEBTOR	н	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.	CONTINGEN	UNLIQUIDA	DISPUTED	AMOUNT OF CLAIM
		LEIB Recovery 20,000 Horizon Way Suite 800 Mount Laurel, NJ 08054-4300	T	T E D		
		Walker Robinson Clark Insurance PO Box 9 Statesville, NC 28687-0009				
	-	overdraft				743.90
						743.90
		(Report on Summary of So				42,704.21
	CODEBTOR	CODEBLOR -	LEIB Recovery 20,000 Horizon Way Suite 800 Mount Laurel, NJ 08054-4300  Walker Robinson Clark Insurance PO Box 9 Statesville, NC 28687-0009  overdraft  (Total of t	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.  LEIB Recovery 20,000 Horizon Way Suite 800 Mount Laurel, NJ 08054-4300  Walker Robinson Clark Insurance PO Box 9 Statesville, NC 28687-0009  overdraft  - Subject To SETOFF, SO STATE.  Subject To SETOFF, SO STATE.  To Subject To SETOFF, SO STATE.  Subject To SETOFF, SO STATE.  To Subject To SETOFF, SO STATE.  Subject To SETOFF, SO STATE.  To Subject To SETOFF, SO STATE.  Subject To SETOFF, SO STATE.  To Subject To SETOFF, SO STATE.  Subject To SETOFF, SO STATE.  To Subject To SETOFF, SO STATE.  To Subject To SETOFF, SO STATE.  Subject To SETOFF, SO STATE.  To Subject To SETOFF, SO STATE.  Subject To SETOFF, SO STATE.  To Subject To SETOFF, SO STATE.  To Subject To SETOFF, SO STATE.  Subject To SETOFF, SO STATE.  To Subject To SETOFF, SO STATE.  Subject To SETOFF, SO STATE.  To Subject To SETOFF, SO STATE.  To Subject To SETOFF, SO STATE.  Subject To SETOFF, SO STATE.  To Subject To SETOFF, SO STATE.  To Subject To SETOFF, SO STATE.  To Subject To SETOFF, SO STATE.  Subject To SETOFF, SO STATE.  To Set	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.    LEIB Recovery	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.  LEIB Recovery 20,000 Horizon Way Suite 800 Mount Laurel, NJ 08054-4300  Walker Robinson Clark Insurance PO Box 9 Statesville, NC 28687-0009

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In re	Jeffrey Alan Day	Case No.		
		Debtor ,		
	SCHEDULE G. EXECU	TORY CONTRACTS AND UNEXPIRED LEASES		
Describe all executory contracts of any nature and all unexpired leases of real or personal property. Include any timeshare interests. State nature of debtor's interest in contract, i.e., "Purchaser," "Agent," etc. State whether debtor is the lessor or lessee of a lease. Provide the names and complete mailing addresses of all other parties to each lease or contract described.				
]	NOTE: A party listed on this schedule will no schedule of creditors.	t receive notice of the filing of this case unless the party is also scheduled in the appropriate		

■ Check this box if debtor has no executory contracts or unexpired leases.

Name and Mailing Address, Including Zip Code, of Other Parties to Lease or Contract

Description of Contract or Lease and Nature of Debtor's Interest. State whether lease is for nonresidential real property. State contract number of any government contract.

\_\_\_\_ continuation sheets attached to Schedule of Executory Contracts and Unexpired Leases

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In re	Jeffrey Alan Day	Case No.
		Debtor
	SCH	EDULE H. CODEBTORS
debt repo	or in the schedules of creditors. Include all guarantor	erson or entity, other than a spouse in a joint case, that is also liable on any debts listed by s and co-signers. In community property states, a married debtor not filing a joint case should on this schedule. Include all names used by the nondebtor spouse during the six years
	Check this box if debtor has no codebtors.	
-	NAME AND ADDRESS OF CODERTOR	NAME AND ADDRESS OF CREDITOR

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Form B6 (12/03)

In re	Jeffrey Alan Day		Case No.	
		Debtor(s)		

## SCHEDULE I. CURRENT INCOME OF INDIVIDUAL DEBTOR(S)

The column labeled "Spouse" must be completed in all cases filed by joint debtors and by a married debtor in a chapter 12 or 13 case whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.

whether or not a joint petition is	filed, unless the spouses are separated and a joint petition	n is not file	ed.		
Debtor's Marital Status:	DEPENDENTS OF DEBT	TOR AND	SPOUSE		
Divorced	RELATIONSHIP daughter	AGE <b>12</b>			
EMPLOYMENT	DEBTOR		SPOUSE		
Occupation	real estate agent				
Name of Employer	City of Charlotte				
How long employed	7 months				
Address of Employer	301 S McDowell Street Suite 401 Charlotte, NC 28204				
INCOME: (Estimate of averag			DEBTOR	S	SPOUSE
	alary, and commissions (pro rate if not paid monthly)	\$	3,622.67	\$	N/A
Estimated monthly overtime		\$	0.00	\$	N/A
SUBTOTAL		\$	3,622.67	\$	N/A
LESS PAYROLL DEDUC  a. Payroll taxes and social b. Insurance c. Union dues d. Other (Specify)  aqu		\$ \$ \$ \$	936.35 0.00 0.00 21.67 0.00	\$ \$ \$ \$	N/A N/A N/A N/A
SUBTOTAL OF PAYROI	L DEDUCTIONS	\$	958.02	\$	N/A
TOTAL NET MONTHLY TA	KE HOME PAY	\$	2,664.65	\$	N/A
Regular income from operation	of business or profession or farm (attach detailed statem	ent) \$	0.00	\$	N/A
Income from real property		\$	0.00	\$	N/A
Interest and dividends		\$	0.00	\$	N/A
Alimony, maintenance or suppo of dependents listed above Social security or other government	ort payments payable to the debtor for the debtor's use or	that \$	62.00	\$	N/A
(Specify)	nent assistance	\$	0.00	\$	N/A
		\$ <u> </u>	0.00	\$	N/A
Pension or retirement income		<u>\$</u>	356.00	\$	N/A
Other monthly income					
(0 :0)		\$	0.00	\$	N/A
		\$	0.00	\$	N/A
TOTAL MONTHLY INCOME		\$	3,082.65	\$	N/A
TOTAL COMBINED MONTH	ILY INCOME \$ 3,082.65	(Rep	ort also on Sun	nmary of	Schedules)

Describe any increase or decrease of more than 10% in any of the above categories anticipated to occur within the year following the filing of this document:

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In re	Jeffrey Alan Day		Case No.	
		Debtor(s)		

## SCHEDULE J. CURRENT EXPENDITURES OF INDIVIDUAL DEBTOR(S)

☐ Check this box if a joint petition is filed and debtor's spouse maintains a separate household. Compexpenditures labeled "Spouse."	olete a separate	e schedule of
Rent or home mortgage payment (include lot rented for mobile home)	\$	1,148.74
Are real estate taxes included? Yes X No		
Is property insurance included? Yes X No Utilities: Electricity and heating fuel	¢	113.76
Utilities: Electricity and heating fuel Water and sewer	<b>Ф</b>	25.00
Telephone	\$	70.00
Other cable	\$	77.00
Home maintenance (repairs and upkeep)	\$	20.00
Food	\$	600.00
Clothing	\$	25.00
Laundry and dry cleaning	\$	100.00
Medical and dental expenses	\$	25.00
Transportation (not including car payments)	\$	150.00
Recreation, clubs and entertainment, newspapers, magazines, etc.	\$	80.00
Charitable contributions	\$	17.00
Insurance (not deducted from wages or included in home mortgage payments)		
Homeowner's or renter's	\$	0.00
Life	\$	0.00
Health	\$	190.00
Auto	\$	75.00
Other	\$	0.00
Taxes (not deducted from wages or included in home mortgage payments)		
(Specify) personal property taxes	\$	3.00
Installment payments: (In chapter 12 and 13 cases, do not list payments to be included in the plan.)		
Auto	\$	0.00
Other	\$	0.00
Other	\$	0.00
Other	\$	0.00
Alimony, maintenance, and support paid to others	\$	0.00
Payments for support of additional dependents not living at your home	\$	0.00
Regular expenses from operation of business, profession, or farm (attach detailed statement)	\$	0.00
Other therapy therapy	\$	400.00
Other	\$	0.00
TOTAL MONTHLY EXPENSES (Report also on Summary of Schedules)	\$	3,119.50
FOR CHAPTER 12 AND 13 DEBTORS ONLY] Provide the information requested below, including whether plan payments are to be made bi-weekly, nother regular interval.		lly, or at some
A. Total projected monthly income	\$	N/A
B. Total projected monthly expenses	\$	N/A
C. Excess income (A minus B)	\$	N/A
D. Total amount to be paid into plan each	•	N/A

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## **United States Bankruptcy Court**Western District

		VV CSCCI II DISCI I		
n re	Jeffrey Alan Day	Debtor(s)	Case No. Chapter	7
		Debioi(s)	Chapter	
	DECLARA	TION CONCERNING DI	EBTOR'S SCHEDUL	ÆS
	DECLARATION U	JNDER PENALTY OF PERJU	JRY BY INDIVIDUAL D	EBTOR
	I declare under penalty of sheets <i>[total shown on sun</i> ]	perjury that I have read the fore		
	knowledge, information, and belief		are true and correct to the	ocst of my
ate _	July 6, 2005		y Alan Day	
		Jeffrey A	lan Day	

Penalty for making a false statement or concealing property: Fine of up to \$500,000 or imprisonment for up to 5 years or both. 18 U.S.C. §§ 152 and 3571.

Debtor

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Form 7 (12/03)

### United States Bankruptcy Court Western District

In re	Jeffrey Alan Day		Case No.	
		Debtor(s)	Chapter	7

#### STATEMENT OF FINANCIAL AFFAIRS

This statement is to be completed by every debtor. Spouses filing a joint petition may file a single statement on which the information for both spouses is combined. If the case is filed under chapter 12 or chapter 13, a married debtor must furnish information for both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. An individual debtor engaged in business as a sole proprietor, partner, family farmer, or self-employed professional, should provide the information requested on this statement concerning all such activities as well as the individual's personal affairs.

Questions 1 - 18 are to be completed by all debtors. Debtors that are or have been in business, as defined below, also must complete Questions 19 - 25. **If the answer to an applicable question is "None," mark the box labeled "None."** If additional space is needed for the answer to any question, use and attach a separate sheet properly identified with the case name, case number (if known), and the number of the question.

#### **DEFINITIONS**

"In business." A debtor is "in business" for the purpose of this form if the debtor is a corporation or partnership. An individual debtor is "in business" for the purpose of this form if the debtor is or has been, within the six years immediately preceding the filing of this bankruptcy case, any of the following: an officer, director, managing executive, or owner of 5 percent or more of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership; a sole proprietor or self-employed.

"Insider." The term "insider" includes but is not limited to: relatives of the debtor; general partners of the debtor and their relatives; corporations of which the debtor is an officer, director, or person in control; officers, directors, and any owner of 5 percent or more of the voting or equity securities of a corporate debtor and their relatives; affiliates of the debtor and insiders of such affiliates; any managing agent of the debtor. 11 U.S.C. § 101.

#### 1. Income from employment or operation of business

None

State the gross amount of income the debtor has received from employment, trade, or profession, or from operation of the debtor's business from the beginning of this calendar year to the date this case was commenced. State also the gross amounts received during the **two years** immediately preceding this calendar year. (A debtor that maintains, or has maintained, financial records on the basis of a fiscal rather than a calendar year may report fiscal year income. Identify the beginning and ending dates of the debtor's fiscal year.) If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income of both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT SOURCE (if more than one)
\$6,392.00 2003 income from trucking/real estate sales
\$30,712.00 2004 income from trucking/real estate sales
\$21,736.00 2005 wages/City of Charlotte

#### 2. Income other than from employment or operation of business

None

State the amount of income received by the debtor other than from employment, trade, profession, or operation of the debtor's business during the **two years** immediately preceding the commencement of this case. Give particulars. If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income for each spouse whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT	SOURCE
\$4,294.00	2003 Coca-Cola Enterprises/deceased father's pension
\$4,294.00	2004 Coca-Cola Enterprises/deceased father's pension
\$1,440.00	2005 Coca-Cola Enterprises/deceased father's pension

#### 3. Payments to creditors

None 

a. List all payments on loans, installment purchases of goods or services, and other debts, aggregating more than \$600 to any creditor, made within 90 days immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR **Washington Mutual Home Loans** PO Box 830214

DATES OF **PAYMENTS** monthly - \$913.74

AMOUNT PAID \$2,741.22

OWING \$145,057.69

AMOUNT STILL

Baltimore, MD 21283

b. List all payments made within one year immediately preceding the commencement of this case to or for the benefit of creditors who are or were insiders. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or

NAME AND ADDRESS OF CREDITOR AND

AMOUNT STILL

RELATIONSHIP TO DEBTOR

DATE OF PAYMENT

AMOUNT PAID

**OWING** 

#### 4. Suits and administrative proceedings, executions, garnishments and attachments

not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

None 

None

a. List all suits and administrative proceedings to which the debtor is or was a party within one year immediately preceding the filing of this bankruptcy case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

CAPTION OF SUIT AND CASE NUMBER

NATURE OF PROCEEDING collection

COURT OR AGENCY AND LOCATION State of North Carolina STATUS OR DISPOSITION judgment entered 1/26/2005

Ford Motor Credit Company v. Jeffrey A Day Case No. 05-CVD-1407

**Mecklenburg County District Court Division** 

None b. Describe all property that has been attached, garnished or seized under any legal or equitable process within one year immediately

preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF PERSON FOR WHOSE BENEFIT PROPERTY WAS SEIZED

DATE OF SEIZURE

DESCRIPTION AND VALUE OF **PROPERTY** 

#### 5. Repossessions, foreclosures and returns

None 

List all property that has been repossessed by a creditor, sold at a foreclosure sale, transferred through a deed in lieu of foreclosure or returned to the seller, within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

DATE OF REPOSSESSION,

NAME AND ADDRESS OF FORECLOSURE SALE, DESCRIPTION AND VALUE OF CREDITOR OR SELLER TRANSFER OR RETURN **PROPERTY** 

**Ford Motor Credit Company** 6/4/2004 2002 Ford Focus ZX5 - \$13,180

2/15/2005

PO Box 689007

Franklin, TN 37068-9007

8/1/2004 2002 Chevy Trailblazer - \$11,281

Fifth Third Bank PO Box 639998

Cincinnati, OH 45263-9998

DaimlerChrysler Services

1011 Warrenville Road Suite 600

Lisle, IL 60532-0354

2003 Freightliner 3000 CLS - \$12,987

#### 6. Assignments and receiverships

None

a. Describe any assignment of property for the benefit of creditors made within 120 days immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include any assignment by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

DATE OF

NAME AND ADDRESS OF ASSIGNEE

ASSIGNMENT

TERMS OF ASSIGNMENT OR SETTLEMENT

b. List all property which has been in the hands of a custodian, receiver, or court-appointed official within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND LOCATION

NAME AND ADDRESS OF CUSTODIAN

OF COURT CASE TITLE & NUMBER DATE OF ORDER

DESCRIPTION AND VALUE OF

3

**PROPERTY** 

7. Gifts

None

List all gifts or charitable contributions made within one year immediately preceding the commencement of this case except ordinary and usual gifts to family members aggregating less than \$200 in value per individual family member and charitable contributions aggregating less than \$100 per recipient. (Married debtors filing under chapter 12 or chapter 13 must include gifts or contributions by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF PERSON OR ORGANIZATION RELATIONSHIP TO DEBTOR, IF ANY

DATE OF GIFT

DESCRIPTION AND

VALUE OF GIFT

8. Losses

None

List all losses from fire, theft, other casualty or gambling within one year immediately preceding the commencement of this case or since the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include losses by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

DESCRIPTION AND VALUE OF PROPERTY

DESCRIPTION OF CIRCUMSTANCES AND, IF LOSS WAS COVERED IN WHOLE OR IN PART BY INSURANCE, GIVE PARTICULARS

DATE OF LOSS

#### 9. Payments related to debt counseling or bankruptcy

None 

List all payments made or property transferred by or on behalf of the debtor to any persons, including attorneys, for consultation concerning debt consolidation, relief under the bankruptcy law or preparation of the petition in bankruptcy within one year immediately preceding the commencement of this case.

NAME AND ADDRESS OF PAYEE James H. Henderson, P.C. 1201 Harding Place Charlotte, NC 28204

DATE OF PAYMENT, NAME OF PAYOR IF OTHER THAN DEBTOR

AMOUNT OF MONEY OR DESCRIPTION AND VALUE OF PROPERTY

\$1,291.00

#### 10. Other transfers

None

List all other property, other than property transferred in the ordinary course of the business or financial affairs of the debtor, transferred either absolutely or as security within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF TRANSFEREE, RELATIONSHIP TO DEBTOR

DATE

DESCRIBE PROPERTY TRANSFERRED AND VALUE RECEIVED

#### 11. Closed financial accounts

None

List all financial accounts and instruments held in the name of the debtor or for the benefit of the debtor which were closed, sold, or otherwise transferred within **one year** immediately preceding the commencement of this case. Include checking, savings, or other financial accounts, certificates of deposit, or other instruments; shares and share accounts held in banks, credit unions, pension funds, cooperatives, associations, brokerage houses and other financial institutions. (Married debtors filing under chapter 12 or chapter 13 must include information concerning accounts or instruments held by or for either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

TYPE OF ACCOUNT, LAST FOUR AMOUNT AND DATE OF SALE DIGITS OF ACCOUNT NUMBER. NAME AND ADDRESS OF INSTITUTION OR CLOSING AND AMOUNT OF FINAL BALANCE **Central Carolina Bank** business checking account no. 4/1/2005 101 S Kings Drive xxxxx6866 Charlotte, NC 28204 **Transportation Alliance Bank** business checking account no. 4/1/2005 4185 Harrison Boulevard Suite 200 xxxxx8303 **Ogden, UT 84403 Central Carolina Bank** checking account no. xxxxx5123 - \$88.00 \$88.00 - 5/2/2005 101 S Kings Drive Charlotte, NC 28204 **Central Carolina Bank** saving account no. xxxxx5459 - \$10.10 5/2/2005 - \$10.10 101 S Kings Drive Charlotte, NC 28204 AmeraTrade IRA IRA - less than \$1,000 2004 - Less than \$1,000

#### 12. Safe deposit boxes

None

List each safe deposit or other box or depository in which the debtor has or had securities, cash, or other valuables within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include boxes or depositories of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF BANK OR OTHER DEPOSITORY Central Carolina Bank 101 S Kings Drive Charlotte, NC 28204 NAMES AND ADDRESSES OF THOSE WITH ACCESS TO BOX OR DEPOSITORY **Jeffrey Day** 

DESCRIPTION
OF CONTENTS
empty

DATE OF TRANSFER OR SURRENDER, IF ANY

#### 13. Setoffs

None

List all setoffs made by any creditor, including a bank, against a debt or deposit of the debtor within **90 days** preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR

DATE OF SETOFF

AMOUNT OF SETOFF

#### 14. Property held for another person

None

List all property owned by another person that the debtor holds or controls.

NAME AND ADDRESS OF OWNER children

DESCRIPTION AND VALUE OF PROPERTY Jeff Day trust for benefit of Jeff Day children - \$380.00

LOCATION OF PROPERTY **Ameritrade** 

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#### 15. Prior address of debtor

None

If the debtor has moved within the **two years** immediately preceding the commencement of this case, list all premises which the debtor occupied during that period and vacated prior to the commencement of this case. If a joint petition is filed, report also any separate address of either spouse.

ADDRESS NAME USED DATES OF OCCUPANCY

#### 16. Spouses and Former Spouses

None

If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within the **six-year period** immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state.

NAME

#### 17. Environmental Information.

For the purpose of this question, the following definitions apply:

"Environmental Law" means any federal, state, or local statute or regulation regulating pollution, contamination, releases of hazardous or toxic substances, wastes or material into the air, land, soil, surface water, groundwater, or other medium, including, but not limited to, statutes or regulations regulating the cleanup of these substances, wastes, or material.

"Site" means any location, facility, or property as defined under any Environmental Law, whether or not presently or formerly owned or operated by the debtor, including, but not limited to, disposal sites.

"Hazardous Material" means anything defined as a hazardous waste, hazardous substance, toxic substance, hazardous material, pollutant, or contaminant or similar term under an Environmental Law

None

a. List the name and address of every site for which the debtor has received notice in writing by a governmental unit that it may be liable or potentially liable under or in violation of an Environmental Law. Indicate the governmental unit, the date of the notice, and, if known, the Environmental Law:

NAME AND ADDRESS OF DATE OF ENVIRONMENTAL SITE NAME AND ADDRESS GOVERNMENTAL UNIT NOTICE LAW

None b. List the name and address of every site for which the debtor provided notice to a governmental unit of a release of Hazardous

Material. Indicate the governmental unit to which the notice was sent and the date of the notice.

NAME AND ADDRESS OF DATE OF ENVIRONMENTAL SITE NAME AND ADDRESS GOVERNMENTAL UNIT NOTICE LAW

None c. List all judicial or administrative proceedings, including settlements or orders, under any Environmental Law with respect to which

the debtor is or was a party. Indicate the name and address of the governmental unit that is or was a party to the proceeding, and the docket number.

NAME AND ADDRESS OF GOVERNMENTAL UNIT

DOCKET NUMBER

STATUS OR DISPOSITION

5

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#### 18. Nature, location and name of business

None

a. If the debtor is an individual, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was an officer, director, partner, or managing executive of a corporation, partnership, sole proprietorship, or was a self-employed professional within the **six years** immediately preceding the commencement of this case, or in which the debtor owned 5 percent or more of the voting or equity securities within the **six years** immediately preceding the commencement of this case.

If the debtor is a partnership, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities, within the **six years** immediately preceding the commencement of this case.

If the debtor is a corporation, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities within the **six years** immediately preceding the commencement of this case.

TAXPAYER
NAME I.D. NO. (EIN)
Jeff Day Sales Co., LLC 56-2165641

ADDRESS 2051 Shenandoah Avenue

NATURE OF BUSINESS manufacturers rep/trucking

BEGINNING AND ENDING DATES

6

1/1998 to 1/2005

Charlotte, NC 28205

real estate agent real estate sales 1/2000 to 1/2004

None b. Identify any business listed in response to subdivision a., above, that is "single asset real estate" as defined in 11 U.S.C. § 101.

NAME ADDRESS

### DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR

I declare under penalty of perjury that I have read the answers contained in the foregoing statement of financial affairs and any attachments thereto and that they are true and correct.

Date July 6, 2005

Signature /s/ Jeffrey Alan Day

Jeffrey Alan Day

Debtor

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. §§ 152 and 3571

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Official Form 8 (12/03)

Date **July 6, 2005** 

## United States Bankruptcy Court Western District

In	re Jeffrey Alan Day		Case	No.		
		Debtor(s)	Chap	oter	7	
	CHAPTER 7 INDIVIDUA	AL DEBTOR'S STAT	EMENT OF	INT	ENTION	
1.	I have filed a schedule of assets and liabilities wh	ich includes consumer deb	ts secured by prop	perty (	of the estate.	
2. I intend to do the following with respect to the property of the estate which secures those consumer debts:						
	a. Property to Be Surrendered.					
	Description of Property -NONE-	Creditor's name				
	b. Property to Be Retained		[Check	any a	pplicable sta	tement.]
1.	Description of Property RESIDENCE: house and lot located at 2051 Shenandoah Avenue, Charlotte NC; purchase price - 10/1996 - \$96,000;	Creditor's Name Ford Motor Credit Company	Property is claimed as exempt X (avoid lien)	rede purs	perty will be beemed suant to 11 .C. § 722	Debt will be reaffirmed pursuant to 11 U.S.C. § 524(c)
2.	tax value - \$158,500  RESIDENCE: house and lot located at 2051 Shenandoah Avenue, Charlotte NC; purchase price - 10/1996 - \$96,000; tax value - \$158,500	Greenpoint Mortgage Mortgage	Debtor will retain collateral and continue to make regular payments.			
3.	RESIDENCE: house and lot located at 2051 Shenandoah Avenue, Charlotte NC; purchase price - 10/1996 - \$96,000; tax value - \$158,500	Suntrust Bank	Debtor will retain collateral and continue to make regular payments.			
4.	RESIDENCE: house and lot located at 2051 Shenandoah Avenue, Charlotte NC; purchase price - 10/1996 - \$96,000; tax value - \$158,500	Washington Mutual Home Loans	Debtor will reta make regular p			continue to

/s/ Jeffrey Alan Day

Jeffrey Alan Day

Debtor

Signature

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## United States Bankruptcy Court Western District

In re	Jeffrey Alan Day		Case No.		
		Debtor(s)	Chapter	7	
	DISCLOSURE OF COMPENSATI	ON OF ATTOR	NEY FOR DI	EBTOR(S)	
	Pursuant to 11 U.S.C. § 329(a) and Bankruptcy Rule 2016(1) compensation paid to me within one year before the filing of the be rendered on behalf of the debtor(s) in contemplation of or in co	b), I certify that I am petition in bankruptcy,	n the attorney for or agreed to be pai	the above-named debtor and d to me, for services rendered of	
	For legal services, I have agreed to accept		\$	1,291.00	
	Prior to the filing of this statement I have received		\$	1,291.00	
	Balance Due		\$	0.00	
2.	The source of the compensation paid to me was:				
	■ Debtor □ Other (specify):				
3.	The source of compensation to be paid to me is:				
	■ Debtor □ Other (specify):				
4.	■ I have not agreed to share the above-disclosed compensation	with any other person u	inless they are mem	bers and associates of my law fi	rm.
	☐ I have agreed to share the above-disclosed compensation wit copy of the agreement, together with a list of the names of the				. A
	In return for the above-disclosed fee, I have agreed to render legal a. Analysis of the debtor's financial situation, and rendering advi b. Preparation and filing of any petition, schedules, statement of c. Representation of the debtor at the meeting of creditors and cod. [Other provisions as needed]  see fee agreement	ce to the debtor in deter affairs and plan which i	rmining whether to may be required;	file a petition in bankruptcy;	
6.	By agreement with the debtor(s), the above-disclosed fee does not see fee agreement	t include the following	service:		
	CERT	IFICATION			
	I certify that the foregoing is a complete statement of any agreement bankruptcy proceeding.	ment or arrangement for	r payment to me fo	r representation of the debtor(s)	in
Date	d: <b>July 6, 2005</b>	/s/ James H. Hend			
		James H. Henders James H. Henders 1201 Harding Plac Charlotte, NC 2820	son, P.C. e	<del></del>	

704.333.3444 Fax: 704.333.5003

# UNITED STATES BANKRUPTCY COURT WESTERN DISTRICT NOTICE TO INDIVIDUAL CONSUMER DEBTOR

The purpose of this notice is to acquaint you with the four chapters of the federal Bankruptcy Code under which you may file a bankruptcy petition. The bankruptcy law is complicated and not easily described. Therefore, you should seek the advice of an attorney to learn of your rights and responsibilities under the law should you decide to file a petition with the court. Court employees are prohibited from giving you legal advice.

#### Chapter 7: Liquidation (\$155 filing fee plus \$39 administrative fee plus \$15 trustee surcharge)

- 1. Chapter 7 is designed for debtors in financial difficulty who do not have the ability to pay their existing debts.
- 2. Under chapter 7 a trustee takes possession of all your property. You may claim certain of your property as exempt under governing law. The trustee then liquidates the property and uses the proceeds to pay your creditors according to priorities of the Bankruptcy Code.
- 3. The purpose of filing a chapter 7 case is to obtain a discharge of your existing debts. If, however, you are found to have committed certain kinds of improper conduct described in the Bankruptcy Code, your discharge may be denied by the court, and the purpose for which you filed the bankruptcy petition will be defeated.
- 4. Even if you receive a discharge, there are some debts that are not discharged under the law. Therefore, you may still be responsible for such debts as certain taxes and student loans, alimony and support payments, criminal restitution, and debts for death or personal injury caused by driving while intoxicated from alcohol or drugs.
- 5. Under certain circumstances you may keep property that you have purchased subject to valid security interest. Your attorney can explain the options that are available to you.

## Chapter 13: Repayment of All or Part of the Debts of an Individual with Regular Income (\$155 filing fee plus \$39 administrative fee)

- 1. Chapter 13 is designed for individuals with regular income who are temporarily unable to pay their debts but would like to pay them in installments over a period of time. You are only eligible for chapter 13 if your debts do not exceed certain dollar amounts set forth in the Bankruptcy Code.
- 2. Under chapter 13 you must file a plan with the court to repay your creditors all or part of the money that you owe them, using your future earnings. Usually, the period allowed by the court to repay your debts is three years, but no more than five years. Your plan must be approved by the court before it can take effect.
- 3. Under chapter 13, unlike chapter 7, you may keep all your property, both exempt and non-exempt, as long as you continue to make payments under the plan.
- 4. After completion of payments under your plan, your debts are discharged except alimony and support payments, student loans, certain debts including criminal fines and restitution and debts for death or personal injury caused by driving while intoxicated from alcohol or drugs, and long term secured obligations.

#### Chapter 11: Reorganization (\$800 filing fee plus \$39 administrative fee)

Chapter 11 is designed for the reorganization of a business but is also available to consumer debtors. Its provisions are quite complicated, and any decision by an individual to file a Chapter 11 petition should be reviewed with an attorney.

### Chapter 12: Family Farmer (\$200 filing fee plus \$39 administrative fee)

Chapter 12 is designed to permit family farmers to repay their debts over a period of time from future earnings and is in many ways similar to chapter 13. The eligibility requirements are restrictive, limiting its use to those whose income arises primarily from a family-owned farm.

/s/ Jeffrey Alan Day	July 6, 2005	
Debtor's Signature	Date	Case Number

I, the debtor, affirm that I have read this notice.

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## United States Bankruptcy Court Western District

Western District						
In re	Jeffrey Alan Day		Case No.			
		Debtor(s)	Chapter	7		
VERIFICATION OF CREDITOR MATRIX						
The ab	ove-named Debtor hereby verifies the	hat the attached list of creditors is true and cor	rect to the best of	his/her knowledge.		
Date:	July 6, 2005	/s/ Jeffrey Alan Day				
	·	Jeffrey Alan Day				

Signature of Debtor

American Express PO Box 360001 Ft Lauderdale, FL 33336-0001

Bank of America PO Box 5270 Carol Stream, IL 60197-5270

Chase PO Box 15123 Wilmington, DE 19886-5123

City-County Tax Collector Collection Division PO Box 31457 Charlotte, NC 28231

Client Services 3451 Harry Truman Blvd Saint Charles, MO 63301-4047

DaimlerChrysler Services 1011 Warrenville Road Suite 600 Attention: Timothy Perkins Lisle, IL 60532-0354

Dr Eric Cerwyn 2300 E 7th Street Charlotte, NC 28205

Dr Glen Dulken 4400 Sharon Road Charlotte, NC 28210

Fifth Third Bank PO Box 639998 Cincinnati, OH 45263-9998

Ford Motor Credit Company PO Box 689007 Franklin, TN 37068-9007

G Miller Jordan Esq Essex Richards P A 1701 South Boulevard Charlotte, NC 28203

Greenpoint Mortgage Mortgage PO Box 908
Newark, NJ 07101-0908

Internal Revenue Service 320 Federal Place Room 335 Greensboro, NC 27401

LEIB Recovery 20,000 Horizon Way Suite 800 Mount Laurel, NJ 08054-4300

NC Department of Revenue PO Box 1168 Raleigh, NC 27602

NC Secretary of State PO Box 29525 Raleigh, NC 27626-0525

Nextel Communications PO Box 17621 Baltimore, MD 21297-1621

Porter & Associates 8029 Corporate Center Drive Charlotte, NC 28226

Premium Financing Specialists PO Box 17327 Baltimore, MD 21297

Risk Management Alternatives 670 Morrison Road Gahanna, OH 43029

RMS 340 Interestate N Pakway PO Box 723001 Atlanta, GA 31139-0001 Suntrust Bank PO Box 79282 Baltimore, MD 21279-0282

Suntrust Bank 101 South Kings Drive Charlotte, NC 28204

Walker Robinson Clark Insurance PO Box 9 Statesville, NC 28687-0009

Washington Mutual Home Loans PO Box 830214 Baltimore, MD 21283